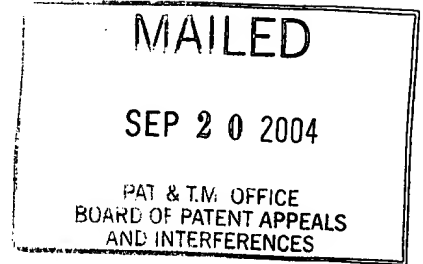


UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte SANDRA K. RICHARDSON, DOUGLAS CLARK,
and CAROLINE GOSSER

Application No. 09/536,383



ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was received at the Board of Patent Appeals and Interferences on August 9, 2004. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below.

The appendix to the appeal brief (Paper No. 12) filed August 25, 2003 is defective, for there is an error in claim 10 of the appendix compared to claim 10 of the amendment (Paper No. 6) filed November 27, 2002.

Application No. 09/536,383

Accordingly, it is

ORDERED that this application be returned to the examiner to: correct the appendix to the brief (Paper No. 12) in one of two ways: a) to notify appellant that the brief is defective, and to have appellant file a corrective brief; b) to issue a Supplemental Examiner's Answer to correct the deficiencies of the brief; and for such further action as may be appropriate.

Application No. 09/406,381

It is important that the Board of Patent Appeals and Interferences be informed promptly of any action affecting the status of this appeal (i.e., abandonment, issue, reopening prosecution).

BOARD OF PATENT APPEALS
AND INTERFERENCES

By: _____

A handwritten signature in black ink, appearing to read 'D. Shaw', is written over a horizontal line.

Dale M. Shaw
Program and Resource Administrator
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RA04-0807